

property and I think everybody in that agreement, everybody that shares that property should know about those debts... should know about those debts before someone dies and suddenly they are confronted with that fact. So what my amendment says is a man should be responsible for the debts that that person has signed for and no other. Now that seems logical to me. Another way to look at it is, again if it is shared property and everybody owns that property together, that property should not be used to be paying for someone else's debts, someone else's debts that were incurred without my knowledge as a joint tenant. Senator Beutler says that it should be on debts signed in writing. I go one step further. I simply say, that everybody that is a joint tenant must sign for that debt. Then I agree with Senator Beutler, everyone of those joint tenants should be responsible for paying that debt off. But what his current amendment does, is exactly what Senator Lewis is trying to define. Banks would like to treat dead people the same as living people, and unfortunately I don't think that can be done. I think that is bad law. I think that destroys the principles of inheritance that were written into the probate code. I think it does great damage to the passage of property in the state of Nebraska. Dead people simply are not the same as living people. Dead people can't be responsible for debts, and what Senator Beutler is doing is that someone else is going to have to take that responsibility. I think everybody should sign for their debts and then I think they should be responsible. I would move for adoption of the amendment.

PRESIDENT: The question is the adoption of the Fowler amendment to the Beutler amendment. All those in favor vote aye, opposed nay. Have you all voted? There are only two absent, Mr. Clerk? Two absent, Senator Fowler. Record the vote.

CLERK: 16 ayes, 21 nays, Mr. President.

PRESIDENT: The motion fails. We are now back to the Beutler amendment, but before we proceed the Chair would like to introduce first from Senator Lewis's hometown and District, Mayor and Mrs. Haworth from Bellevue, Nebraska. They are over here under the north balcony. Would the Mayor and his wife please stand. Welcome, Mayor Haworth. Up here in the north balcony we have some twenty-five Nebraska PTA legislative workshop members from across the state of Nebraska with June Remington as the state coordinator. Would they stand up and be recognized. Welcome to your Legislature. Now we will proceed with the debate on the Beutler